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2 IN THE UNITED STATES DISTRICT COURT  
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4 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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6 SECURITIES AND EXCHANGE COMMISSION,  
7 Plaintiff,  
8 v.  
9 CHILDREN'S INTERNET INC. CORT POYNER,  
10 et al.,  
11 Defendants.

No. C 06-06003 CW

ORDER EXTENDING  
TEMPORARY  
CONTINUANCE OF  
HEARING FOR CONTEMPT  
AND ORDERING MEDICAL  
REPORT BY FEBRUARY  
16, 2010

12 On December 3, 2009, the Court temporarily continued the  
13 hearing set for December 4, 2009 on Plaintiff's motion for civil  
14 contempt and remedial sanctions against Defendant Cort Poyner. The  
15 continuance was based upon the declaration of Thomas J. LoSavio,  
16 Mr. Poyner's attorney, who stated that Mr. Poyner was suffering  
17 from serious health problems and had been hospitalized.  
18 Marcie McNeely, who has power of attorney for Mr. Poyner and is  
19 making decisions regarding his health, submitted a declaration  
20 substantiating the seriousness of Mr. Poyner's health problems.  
21 The Court ordered Mr. LoSavio to file a written update, with  
22 supporting medical documentation, regarding Mr. Poyner's medical  
23 condition, within forty days.

24 On January 12, 2010, Mr. LoSavio filed a declaration  
25 requesting an indefinite continuance of the hearing based on Mr.  
26 Poyner's poor physical health.

27 Plaintiff opposes the request for an indefinite continuance  
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1 and requests that the Court order a further update on Mr. Poyner's  
2 medical condition by February 16, 2010. Upon receipt of Mr.  
3 Poyner's medical update, Plaintiff hopes to submit a proposal for  
4 going forward with the contempt evidentiary hearing.

5 Having considered the papers filed by the parties, the Court  
6 extends the temporary continuance of the contempt hearing. Mr.  
7 LoSavio is ordered to file a report from Mr. Poyner's treating  
8 physician or physicians regarding Mr. Poyner's medical condition by  
9 February 16, 2010.

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IT IS SO ORDERED.

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Dated: January 15, 2010

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*Claudia Wilken*

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CLAUDIA WILKEN  
United States District Judge

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